

1 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
2 IN AND FOR THE CITY AND COUNTY OF SAN FRANCISCO

ENDORSED
FILED
San Francisco County Superior Court

3 HON. KEVIN V. RYAN, JUDGE

MAR 01 2000

4 DEPARTMENT NO. 21

BY: ALAN CARLSON, Clerk
IMELDA BRUNO, Deputy Clerk

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6 THE PEOPLE OF THE STATE OF) Court No. 1639231
7 CALIFORNIA,)
8 Plaintiff,) SCN. 165558
9 vs.)
10 STEVEN NARY,) FELONY: 187 PC
11 Defendant.)

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14 REPORTER'S TRANSCRIPT OF PROCEEDINGS

15 TUESDAY, OCTOBER 19, 1999

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19 A P P E A R A N C E S:

20 For the People: HON. TERENCE HALLINAN,
21 District Attorney
22 By: JOHN FARRELL,
23 Assistant District Attorney

24 For the Defendant: BRUCE HOTCHKISS, Esquire

1 All right. Anything else we need to clarify
2 before we call for the jurors?

3 MR. FARRELL: No. Only that it's my
4 understanding that the defense is now not calling Mr. --

5 MR. HOTCHKISS: Maldonado, that's correct.

6 MR. FARRELL: Edward Maldonado, who was on their
7 witness list, and he was subject to a conditional exam.
8 We may address that issue later.

9 THE COURT: Who did the conditional exam.

10 MR. FARRELL: Mr. Cling and Mr. Adachi, the
11 lawyers. It was video taped as well.

12 THE COURT: And when was that done?

13 MR. FARRELL: It was done on January -- in
14 January of 1996.

15 THE COURT: Okay.

16 MR. HOTCHKISS: And for the record, we -- Edward
17 Maldonado is in the Navy in Florida. I spoke with the --
18 I spoke with the commanding officer and the investigator
19 also spoke with the commanding officer.

20 Because of the distance, we decided not to --

21 MR. FARRELL: Didn't have anything to do with the
22 use of the word fagot.

23 MR. HOTCHKISS: Of course not.

24 MR. FARRELL: Okay.

25 THE COURT: Well, then we -- it's time. Let's
26 see if we can get the jurors in here.

27 (Whereupon, the following proceedings were had in
28 the presence of the jury:)